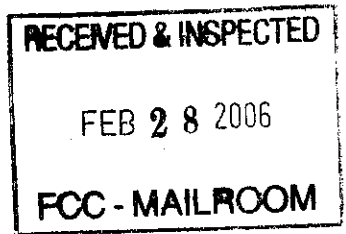


CGB CC-0452

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554



In Re: The Matter of

A Hybrid Moon Video Productions, LLC

File No.

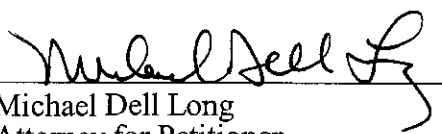
PETITION FOR FULL EXEMPTION OF
WEDDINGS PORTLAND STYLE PROGRAM
FROM CLOSED CAPTIONING REQUIREMENTS

A Hybrid Moon Video Productions, LLC, ("Hybrid Moon"), by and through its legal counsel, hereby respectfully submits this Petition for Full Exemption of the *Weddings Portland Style* Program from the Commission's closed captioning rules on the grounds that compliance by Hybrid Moon would result in an "undue burden" as set forth in the Commission's rules, 47 CFR §79.1(f).

In support of this Petition, Hybrid Moon hereby submits the Affidavit of Eric Newland, Managing Member of Hybrid Moon, which Affidavit sets forth evidence to demonstrate that compliance with the requirements to closed caption the *Weddings Portland Style* video program has caused and will continue to cause an undue burden.

DATED this 27th day of February, 2006.

LONG LAW, P.C.

By: 
Michael Dell Long
Attorney for Petitioner

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

In Re: The Matter of

A Hybrid Moon Video Productions, LLC

File No.

AFFIDAVIT OF ERIC NEWLAND IN SUPPORT
OF PETITION FOR EXEMPTION OF
WEDDINGS PORTLAND STYLE PROGRAM
FROM CLOSED CAPTIONING REQUIREMENTS

STATE OF OREGON)
) ss:
County of Multnomah)

I, Eric Newland, being first duly sworn, depose and state:

1. I am the Managing Member of A Hybrid Moon Video Productions, LLC, (“Hybrid Moon”), an Oregon limited liability company, and the former President of its predecessor in interest, Hybrid Moon Video Productions, Inc. Hybrid Moon, a Portland, Oregon-based video production company, owns and produces *Weddings Portland Style*, a half-hour weekly television program featuring wedding planning and preparation tips to prospective brides and grooms and their wedding advisers in the Portland, Oregon - Vancouver, Washington metropolitan area. *Weddings Portland Style* is currently aired on one sole television station in the Portland, Oregon Metropolitan television market
2. Over the last four years, Hybrid Moon has produced and aired 70 *Weddings Portland Style* shows in the Portland Metropolitan area. Hybrid Moon customarily modifies and rebroadcasts the previously aired shows. In addition, Hybrid Moon has prepared 26 new programs, of which 19 have not been

broadcasted due to the Commission's closed captioning rules.

3. The average cost to produce each *Weddings Portland Style* show is \$3,000. *Weddings Portland Style* grosses approximately \$250 per show from outside advertising fees.
4. In December 2005, I learned from the broadcast television station of the change in the Commission's rules requiring closed captioning of all English language programming, and the applicability of the rules to the *Weddings Portland Style* series. I immediately inquired into the costs of purchasing the closed captioning equipment necessary to provide closed captioning and learned the cost for such equipment exceeded \$9,000, exclusive of any software or additional equipment necessary to integrate the captioning unit into the video production equipment. Together with the additional labor costs necessary to caption each show, the purchase of the closed captioning equipment would increase the production expenses for *Weddings Portland Style* by at least \$13,000.
5. I then attempted to meet the Commission's requirements by arranging for seven of the fifty-two programs to be closed captioned by an outside service provider. Hybrid Moon was charged over \$300 for each *Weddings Portland Style* show, a net loss of over \$50 per show.
6. In 2005, Hybrid Moon realized a total revenue for the *Weddings Portland Style* series of only \$13,800. The added cost of purchasing the closed captioning units or outsourcing the closed captioning services would exceed 100% of the revenues.
7. Hybrid Moon does not seek to permanently avoid closed captioning of *Weddings Portland Style*. Hybrid Moon is willing to commit to providing closed captioning for *Weddings Portland Style* at such time as it achieves profitability sufficient to acquire the closed captioning equipment and add the necessary personnel to

produce the closed captioning programming.

DATED this 25 day of February, 2006.



Eric Newland

SUBSCRIBED and SWORN to before me this 25 day of February, 2006.




Notary Public for Oregon
My Commission Expires: 6/14/08

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

In Re: The Matter of

A Hybrid Moon Video Productions, LLC

File No.

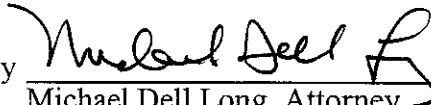
I hereby certify that the PETITION FOR FULL EXEMPTION OF *WEDDINGS*
PORTLAND STYLE PROGRAM FROM CLOSED CAPTIONING REQUIREMENTS
was sent via Federal Express overnight delivery service, on February 27, 2006 to:

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
Attn: CGB Room 3-B431
9300 East Hampton Drive
Capitol Heights, MD 20743

by mailing to her an original and three copies of the original Petition, the Affidavit of
Eric Newland and this Certificate of Mailing, and a self-addressed, stamped return
envelope contained in a sealed envelope, addressed as above set forth, and deposited in a
Federal Express mail box in Portland, Oregon this date.

DATED this 27th day of February, 2006.

LONG LAW, P.C.

By 
Michael Dell Long, Attorney
Telephone: (503) 546-1515

Attorney for Petitioner